IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Francis X. Smith Art Unit: 1614

Serial No.: 10/544,151 Examiner: Zohreh A. Fay

Filing Date: August 1, 2005

Title: OPHTHALMIC AND CONTACT LENS SOLUTIONS CONTAINING

SIMPLE SACCHARIDES AS PRESERVATIVE ENHANCERS

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

INFORMATION DISCLOSURE STATEMENT

Dear Sir:

Pursuant to 37 C.F.R. § 1.97, Applicants and their legal representatives hereby make of record the references on attached Form PTO-1449 which are known by them and considered warranting disclosure under 37 C.F.R. § 1.56. The best available copies of all the foreign references cited are submitted herewith.

This statement is not to be interpreted as a representation that the cited publications are material, that an exhaustive search has been conducted, or that no other relevant information exists. Nor shall the citation of any publication herein be construed *per se* as a representation that such publication is prior art. Moreover, Applicants understand that the Examiner will make an independent evaluation of the cited publications.

The Commissioner is herby authorized to charge a \$180.00 Filing fee, for a small entity to our Deposit Account No. 50-3010. However, the Commissioner is authorized to charge any deficiencies or credit any excess payments to our Deposit Account No. 50-3010.

Attorney. Docket No. 3009108 US01 Page 2

If there are any questions, please call the undersigned at the telephone number indicated below.

Respectfully submitted,

Registration No. 58 01

HISCOCK & BARCLAY, LLP

05/24/07 Date/

Hiscock & Barclay, LLP 2000 HSBC Plaza Rochester, NY 14604-2404 Phone: (585) 325-7570

Phone: (585) 325-7576 Fax: (585) 325-5458 Approved for use through 07/31/2006. OMB 0651-0031
U.S. Patent and Trademark Office, U.S. DEPARTMENT OF COMMERCE

3009108 US01

Under the Psperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it contains a valid OMB control number. Substitute for form 1449A/PTO Complete if Known Application Number 10/544.151 INFORMATION DISCLOSURE Filing Date August 1, 2005 STATEMENT BY APPLICANT First Named Inventor Francis X. Smith 1614 Art Unit (Use as many sheets as necessary) Examiner Name Zohreh A. Fav

Attorney Docket Number

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	U.S. PATENT DOCUMENTS								
Examiner	Cite	Document Number	Publication Date	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant				
initials *	No.1	Number - Kind Code ² (f known)	MM-DD YYYY	Cated Document	Passages or Relevant Figures Appear				
	1	US- 1.432.345	10-17-1922	W W. Lasker					
	2	US- 2,976.576	03-28-1961	O. Wichterle et al.					
	3	US- 3.428 576	02-18-1969	Dickinson et all.					
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	No.1	Country Code ⁰ - Number ⁴ - Kind Code ⁶ (# known)		Applicant of Cited Document	Passages or Relevant Figures Appear	T ⁶			
	21	GB 1,398,058	03-15-1973	Farmaceutisk					
	22	JP 58010517 A	01-21-1983	Santen Pharmaceutical					
	23	WO 91/01763	02-21-1991	Schering Corp.					
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	29	WO 96/06603	03-07-1996	Alcon Laboratories					

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Attorney Docket Number

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Examiner	Cite	Document Number	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant				
Initials *	No 1	Number - Kind Code ¹ (if known)		1	Figures Appear				
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	31	US- 4,209,817	06-24-1980	McGinnis					
	32	US- 4,354,952	10-19-1982	Reidhammer et al.					
	33	US- 4.361.458	11-30-1982	Grajek et al.					
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	39	US- 4.599,360	07-08-1986	Fukamı et al.					
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	Foreign Patent Document		Publication	Name of Patentee or	Pages, Columns, Lines,			
Examiner Initials*	Cite No.1	Country Code ³ - Number ⁴ Kind Code ⁸ (if known)	Date MM-DD-YYYY	App/canil of Cited Document	Where Relevant Passages or Relevant Figures Appear	T ⁶		
	50	WO 97/34834	09-25-1997	Bic-Lab, Inc.				
	51	WO 97/41215	11-06-1997	Novo Nordisk A/S				
	52	EP 0 812 592 A1	12-17-1997	Kikkoman Corp				
	53	JP 10-108899	04-28-1998	Tomey Technol Corp		T		
	54	RU 2127100	03-10-1999	Borzenko et al		Ť		
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	57	JP 2000016965 A	01-18-2000	Mitsubishi Gas				
	5.R	WO 00/07634	02-17-2000	NDT, Inc.				

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Substitute for form 1449A/PTO					Complete if Known			
					Application Number	10/544,151		
	INFO	RMATION	DIS	CLOSURE	Filing Date	August 1, 2005		
	STA	TEMENT B	Y A	PPLICANT	First Named Inventor	Francis X. Smith		
					Art Unit	1614		
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Ī	Sheet	3	of	7	Attorney Docket Number	3009108 US01		

			U.S. PATENT I	DOCUMENTS	
Examiner Initials *	Cite No.	Document Number Number - Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patenties or Applicant of Cited Document	Papes, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	59	US- 4.988.710	01-29-1991	Olney	Tigores Appear
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	61	US- 5,030,721	07-09-1991	Kasai et al.	
	62	US- 5,078,908	01-07-1992	Ripley et al.	
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	64	US-5,122,354	06-16-1992	Tsuji et al.	
	65	US-5,174,872	12-29-1992	Scott	
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Examiner	Cite	Foreign Patent Document	Publication	Name of Patentee or	Pages, Columns, Lines, Where Relevant					
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	79	WO 00/11514	03-02-2000	Seriju Pharmaceutical						
	80	EP 0 923 950 A3	12-27-2000	Tomey Corporation						
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			Art Unit	1614		
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Sheet	4	of 7	Attorney Docket Number	3009108 US01		

			U.S. PATENT I	DOCUMENTS	
Examiner Initials *	Crte No 1	Document Number Number - Kind Code ² (if knows)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant
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INFORMATION DISCLOSURE	Fiting Date	August 1, 2005					
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	Art Unit	1614					
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Shoot 5 of 7	Attorney Docket Number	3009108 US01					

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miners .	NO.	Number - Kind Code ¹ (# known)			Figures Appear		
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	102	US- 5 925,320	09-14-1999	Davidsen et al.			
	103	US- 5,965,736	10-12-1999	Akhavan-Tafti			
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	105	US-6,001,805	12-14-1999	Jaynes et al.			
	106	US- 6,008 195	12-28-1999	Selsted			
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INFORMATION DISCLOSURE

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August 1, 2005

INFORMATION DISCLOSURE STATEMENT BY APPLICANT Filing Filing Antir

Sheet 6

 EMENT BY APPLICANT
 First Named inventor
 Francis X. Smith

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 Zohreh A. Fay

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Sheet	7	of	7	Attorney Docket Number	3009108 US01		

NON PATENT LITERATURE DOCUMENTS						
Examiner Initlals *	Cite No.1	include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serlal, symposium, catalog, etc.), date, page(s), volume-issue number(s), bublisher, citly anglor country where published.				
	124	BALLWEBER et al., "In Vitro Microbicical Activities of Cecropin Peptides D2A21 and D4E1 and Gei Formulations Containing 0.1 to 2% D2A21 against Chiamydia trachomatis", Antimicrobial Agents and Chemotheraphy, Jan. 2002, pp 34-41, Vol. 48, No. 1				
	125	CREIGHTON, THOMAS E., "Proteins Structures and Molecular Properties", W.H. Freeman & Co., New York, 1984, pp 179-182				
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	127	KEAY, L., MOSER, P.W. and WILDO, B.S., "Proteases of the Genus Bacillus. II. Alkailne Proteases", Biotechnology & Bioengineering, March 1970, pp 213-249, Vol. XII				
	128	KEAY, t. and MOSER, P.W., "Differentiation of Alkaline Proteases form Bacillus Species", Biochemical and Biophysical Research Comm., 1969, pp 600-604, Vol. 34, No. 5				
	129	SCHUTTE, L., et al., "The Substitution Reaction of Histidine and Some Other Imidszol Derivatives With Iodine", Tetrahedon, Supp. No. 7, 1986, pp. 295-306				
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ı	Examiner	Date	
Ì	Signature	Considered	

^{*}EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line

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